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8 UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 (SAN FRANCISCO DIVISION)
11

12 DALE MACDONALD,

13 Plaintiff,

14 v.

15 PFIZER INC., PHARMACIA
CORPORATION, and G.D. SEARLE, LLC,

16 Defendants.
17

MDL NO. 1699

District Judge: Charles R. Breyer

**STIPULATION AND ORDER OF
DISMISSAL WITHOUT PREJUDICE AS
TO PLAINTIFF DALE MACDONALD**

Case No. 06-CV-05800-CRB

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19 Come now the Plaintiff and Defendants, by and through the undersigned attorneys,
20 pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of
21 Plaintiff, Dale MacDonald from this action without prejudice with each side bearing its own
22 attorney's fees and costs.

23 Should Plaintiff or a representative of Plaintiff's attempt to re-file claim against
24 Defendant's, they should do so only by re-filing in the United States District Court.
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1 Dated: January 22, 2007

Respectfully submitted,

2 THE MILLER FIRM

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4 By: 
5 J. CHRISTOPHER IDE

6
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14 Attorneys for Plaintiffs

15 Dated: 1/26/07

Respectfully submitted,

16 GORDON & REES

17 By: 
18 STUART M. GORDON

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26 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS**
27 **SO ORDERED**

28 Dated: January 31, 2007

Hon. Charles R. Breyer
United States District Judge

